

underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 56

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Andy Nuñez

AN ACT

RELATING TO WILDLIFE; AMENDING SECTIONS OF THE NMSA 1978 TO
PROVIDE FOR AN ADJUSTMENT TO ISSUANCE OF COMBINED HUNTING AND
FISHING LICENSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 17-3-2 NMSA 1978 (being Laws 1964 (1st
S.S.), Chapter 17, Section 2, as amended) is amended to read:

"17-3-2. CLASSES OF LICENSES.--

A. As used with reference to licenses in Chapter 17
NMSA 1978:

(1) "fishing" entitles the licensee to fish
for game fish during the open seasons for each species;

(2) "small game" entitles the licensee to hunt
game birds, other than wild turkey, and squirrel during the
open seasons for each;

underscoring material = new
[bracketed material] = delete

1 (3) "deer" entitles the licensee to hunt deer
2 during the open season;

3 (4) "general hunting" entitles the licensee to
4 hunt deer, squirrel and game birds during the open seasons for
5 each;

6 (5) "general hunting and fishing" entitles the
7 licensee to hunt deer, squirrel and game birds and to fish for
8 game fish during the open seasons for each;

9 (6) "antelope" entitles the licensee to hunt
10 antelope during the open season;

11 (7) "elk" entitles the licensee to hunt elk
12 during the open season;

13 (8) "bighorn sheep" entitles the licensee to
14 hunt bighorn sheep during the open season;

15 (9) "Barbary sheep" entitles the licensee to
16 hunt Barbary sheep during the open season;

17 (10) "javelina" entitles the licensee to hunt
18 javelina during the open season;

19 (11) "bear" entitles the licensee to hunt bear
20 during the open season;

21 (12) "nongame" entitles the licensee to hunt
22 or take any animal or bird not protected by law;

23 (13) "temporary fishing" entitles the licensee
24 to fish for game fish during a specific period of time
25 indicated on the license;

.163686.1

underscored material = new
[bracketed material] = delete

1 (14) "oryx" entitles the licensee to hunt oryx
2 during the open season;

3 (15) "ibex" entitles the licensee to hunt ibex
4 during the open season;

5 (16) "cougar" entitles the licensee to hunt
6 cougar during the open season;

7 (17) "turkey" entitles the licensee to hunt
8 turkey during the open season;

9 (18) "special season turkey" entitles the
10 licensee to hunt turkey during special seasons designated by
11 the state game commission;

12 (19) "quality elk" entitles the licensee to
13 hunt elk during a special quality elk season, to be established
14 by the state game commission, when the timing of the season and
15 hunter density is specially regulated and the elk population is
16 managed with an intent to provide the licensee an increased
17 opportunity to take a mature elk;

18 (20) "quality deer" entitles the licensee to
19 hunt deer during a special quality deer season, to be
20 established by the state game commission, when the timing of
21 the season and hunter density is specially regulated and the
22 deer population is managed with an intent to provide the
23 licensee an increased opportunity to take a mature deer;

24 (21) "temporary small game" entitles the
25 licensee to hunt game birds, except wild turkey, and squirrel

.163686.1

underscored material = new
[bracketed material] = delete

1 during a specific period of time indicated on the license;

2 [~~and~~]

3 (22) "second rod" entitles the licensee to
4 fish using two fishing rods to fish for game fish during the
5 open seasons for each species; and

6 (23) "fishing and small game combination"
7 entitles the licensee to hunt squirrel and game birds, other
8 than wild turkey, and to fish for game fish during the open
9 season for each.

10 B. A hunting license does not entitle the licensee
11 to hunt, kill or take game animals or birds within or upon a
12 park or enclosure licensed or posted as provided by law or
13 within or upon a privately owned enclosure without consent of
14 the owner or within or upon a game refuge or game management
15 area.

16 C. A fishing license does not entitle the licensee
17 to fish for or take fish within or upon a park or enclosure
18 licensed or posted as provided by law or within or upon a
19 privately owned enclosure without consent of the owner or in or
20 on closed waters.

21 D. A junior fishing license may be purchased by a
22 resident who has reached [~~his twelfth birthday~~] the age of
23 twelve years but has not reached [~~his eighteenth birthday~~] the
24 age of eighteen years. A junior fishing license entitles the
25 licensee to fish for game fish during the open season for each

.163686.1

underscored material = new
[bracketed material] = delete

1 species.

2 E. A senior fishing license may be purchased by a
3 resident who has reached [~~his sixty-fifth birthday~~] the age of
4 sixty-five years. A senior fishing license entitles the
5 licensee to fish for game fish during the open season for each
6 species.

7 F. A nonresident junior fishing license may be
8 purchased by a nonresident who has reached [~~his twelfth~~
9 ~~birthday~~] the age of twelve years but has not reached [~~his~~
10 ~~eighteenth birthday~~] the age of eighteen years. A nonresident
11 junior fishing license entitles the licensee to fish for game
12 fish during the open season for each species.

13 G. A senior general hunting license may be
14 purchased by a resident who has reached [~~his sixty-fifth~~
15 ~~birthday~~] the age of sixty-five years. A senior general
16 hunting license entitles the licensee to hunt for deer,
17 squirrel and game birds during the open seasons for each
18 species.

19 H. A junior general hunting license may be
20 purchased by a resident who has not reached [~~his eighteenth~~
21 ~~birthday~~] the age of eighteen years. A junior general hunting
22 license entitles the licensee to hunt for deer, squirrel and
23 game birds during the open seasons for each species.

24 I. A handicapped fishing license may be purchased
25 by a resident who has a severe physical impairment that

.163686.1

underscored material = new
[bracketed material] = delete

1 substantially limits one or more major life activities and who
2 can furnish adequate proof of this disability to the state game
3 commission. A handicapped fishing license may be purchased by
4 a resident who has a developmental disability as defined in
5 Subsection H of Section 43-1-3 NMSA 1978 and who can furnish
6 adequate proof of this disability to the state game commission.
7 A handicapped fishing license entitles the licensee to fish for
8 game fish during the open season for each species.

9 J. A handicapped general hunting license may be
10 purchased by a resident who has a severe physical impairment
11 that substantially limits one or more major life activities and
12 who can furnish adequate proof of this disability to the state
13 game commission. A handicapped general hunting license
14 entitles the licensee to hunt for deer, squirrel and game birds
15 during the open season for each species.

16 K. A fishing license may be obtained at no cost by
17 a resident who has reached [~~his seventieth birthday~~] the age of
18 seventy years.

19 L. A second rod validation may be purchased by
20 either a resident or nonresident. A second rod validation
21 entitles the licensee to fish using two rods for game fish
22 during the open season for each species.

23 M. A junior-senior elk license may be purchased by
24 a resident who has not reached [~~his eighteenth birthday~~] the
25 age of eighteen years or by a resident who has reached [~~his~~

.163686.1

underscored material = new
[bracketed material] = delete

1 ~~sixty-fifth birthday~~] the age of sixty-five years. A junior-
2 senior elk license entitles the licensee to hunt for elk during
3 the open season for that species.

4 N. A junior-senior deer license may be purchased by
5 a resident who is younger than eighteen years or older than
6 sixty-five years. A junior-senior deer license entitles the
7 licensee to hunt for deer during the open season for that
8 species.

9 O. A junior-senior fishing and small game
10 combination license may be purchased by a resident who is
11 younger than eighteen years or older than sixty-five years. A
12 junior-senior fishing and small game combination license
13 entitles the licensee to fish for game fish or hunt for
14 squirrel and game birds, other than wild turkey, during the
15 open seasons for each species."

16 Section 2. Section 17-3-13 NMSA 1978 (being Laws 1964
17 (1st S.S.), Chapter 17, Section 5, as amended) is amended to
18 read:

19 "17-3-13. LICENSE FEES.--

20 A. The director of the department of game and fish
21 shall keep a record of all money received and licenses and
22 permits issued by ~~him~~ the department, numbering each class
23 separately. Upon satisfactory proof that a license or permit
24 has been lost before its expiration, ~~he~~ the director may
25 issue a duplicate and collect a just and reasonable fee for it

.163686.1

1 as determined by regulation of the state game commission.

2 B. The director of the department of game and fish
3 shall collect the following fees for each license of the class
4 indicated:

| | | |
|----|---------------------------------------------------------------|--------------|
| 5 | Resident, fishing | \$25.00 |
| 6 | Resident, small game | 20.00 |
| 7 | Resident, deer | 36.00 |
| 8 | <u>Resident, junior-senior, deer</u> | <u>24.00</u> |
| 9 | Resident, general hunting | 40.00 |
| 10 | Resident, general hunting and fishing | 59.00 |
| 11 | Resident, senior, handicapped, | |
| 12 | general hunting and fishing | 28.00 |
| 13 | Resident, junior, general | |
| 14 | hunting and fishing | 20.00 |
| 15 | <u>Resident, fishing and small game combination</u> | <u>33.00</u> |
| 16 | <u>Resident, junior-senior, fishing and small game</u> | |
| 17 | <u>combination</u> | <u>16.00</u> |
| 18 | Resident, antelope | 50.00 |
| 19 | Resident, elk cow | 50.00 |
| 20 | Resident, elk bull or either sex | 80.00 |
| 21 | Resident, junior-senior, elk | 48.00 |
| 22 | Resident, bighorn sheep, ram | 150.00 |
| 23 | Resident, bighorn sheep, ewe | 75.00 |
| 24 | Resident, Barbary sheep | 100.00 |
| 25 | Resident, bear | 44.00 |

.163686.1

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

| | | |
|----|-----------------------------------------------|----------|
| 1 | Resident, turkey | 25.00 |
| 2 | Resident, cougar | 40.00 |
| 3 | Resident, oryx | 150.00 |
| 4 | Resident, ibex | 100.00 |
| 5 | Resident, javelina | 55.00 |
| 6 | Resident, fur dealer | 15.00 |
| 7 | Resident, trapper | 20.00 |
| 8 | Resident, junior trapper | 9.00 |
| 9 | Nonresident, fishing | 56.00 |
| 10 | Nonresident, junior fishing | 28.00 |
| 11 | Nonresident, small game | 90.00 |
| 12 | Nonresident, deer | 260.00 |
| 13 | Nonresident, quality deer | 345.00 |
| 14 | Nonresident, bear | 250.00 |
| 15 | Nonresident, cougar | 280.00 |
| 16 | Nonresident, turkey | 100.00 |
| 17 | Nonresident, antelope | 260.00 |
| 18 | Nonresident, elk cow | 315.00 |
| 19 | Nonresident, elk bull or either sex | 525.00 |
| 20 | Nonresident, quality elk | 750.00 |
| 21 | Nonresident, bighorn sheep | 3,150.00 |
| 22 | Nonresident, Barbary sheep | 350.00 |
| 23 | Nonresident, oryx | 1,600.00 |
| 24 | Nonresident, ibex | 1,600.00 |
| 25 | Nonresident, javelina | 155.00 |

.163686.1

underscored material = new
~~[bracketed material] = delete~~

| | | |
|----|--------------------------------------------|--------|
| 1 | Nonresident, fur dealer | 125.00 |
| 2 | Nonresident, trapper | 345.00 |
| 3 | Nonresident, nongame | 65.00 |
| 4 | Resident, senior, handicapped, | |
| 5 | fishing | 8.00 |
| 6 | Resident, junior fishing | 5.00 |
| 7 | Temporary fishing, one day | 12.00 |
| 8 | Temporary fishing, five days | 24.00 |
| 9 | Resident, senior, handicapped, | |
| 10 | general hunting | 24.00 |
| 11 | Resident, junior general hunting | 15.00 |
| 12 | Temporary small game, four days | 33.00 |
| 13 | Second rod validation | 4.00." |